

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE <div style="text-align: center;">J</div>		PAGE OF PAGES <div style="text-align: center;">1 4</div>	
2. AMENDMENT/MODIFICATION NO. 0001		3. EFFECTIVE DATE 31-Aug-2004		4. REQUISITION/PURCHASE REQ. NO.		5. PROJECT NO.(If applicable)	
6. ISSUED BY U. S. ARMY ENGINEER DISTRICT, CHICAGO 111 CANAL STREET CHICAGO IL 60606		CODE W912P6		7. ADMINISTERED BY (If other than item 6) <div style="text-align: center;">See Item 6</div>			
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)				X		9A. AMENDMENT OF SOLICITATION NO. W912P6-04-R-0009	
				X		9B. DATED (SEE ITEM 11) 02-Aug-2004	
						10A. MOD. OF CONTRACT/ORDER NO.	
						10B. DATED (SEE ITEM 13)	
CODE		FACILITY CODE					
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS							
<input checked="" type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offer <input checked="" type="checkbox"/> is extended, <input type="checkbox"/> is not extended. Offer must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods: (a) By completing Items 8 and 15, and returning <u>1</u> copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.							
12. ACCOUNTING AND APPROPRIATION DATA (If required)							
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.							
A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.							
B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(B).							
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:							
D. OTHER (Specify type of modification and authority)							
E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input type="checkbox"/> is required to sign this document and return _____ copies to the issuing office.							
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.) SOLICITATION - REQUEST FOR PROPOSAL NO. W912P6-04-R-0009, PROJECT TITLE: CADY MARSH DRAINAGE DITCH TUNNEL, GRIFFITH, INDIANA 1. By way of this Amendment 0001, the aforementioned Solicitation is hereby amended as delineated on Page 2 of this Amendment. 2. This Amendment provides answers to contractor's inquires submitted during the period of 2 August 2004 through 31 August 2004. 3. The Point of Contact for this Amendment is Regina G. Blair at (312) 846-5371. <div style="text-align: center;">- THE DESCRIPTION OF THIS AMENDMENT CONTINUES ON PAGE 2 -</div>							
Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.							
15A. NAME AND TITLE OF SIGNER (Type or print)				16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)			
				TEL: _____ EMAIL: _____			
15B. CONTRACTOR/OFFEROR (Signature of person authorized to sign)		15C. DATE SIGNED		16B. UNITED STATES OF AMERICA BY _____ (Signature of Contracting Officer)		16C. DATE SIGNED 31-Aug-2004	

SECTION SF 30 BLOCK 14 CONTINUATION PAGE

The following items are applicable to this Amendment:

CHANGES TO THE SOLICITATION:

CHANGE 1: At SECTION 00010 - CONTRACT STANDARD FORM 1442 (Page 1 of the Solicitation) - The required proposal response date is changed from 07 Sep 2004 to 10 Sep 2004. The time of proposal submission remains at 4:30p.m. Local time.

CHANGE 2: At SECTION 00100 – INSTRUCTIONS, CONDITIONS & NOTICES TO OFFERORS – PROCEDURES FOR SUBMITTAL OF OFFERS – The second paragraph under Paragraph 1.5 - GENERAL PROPOSAL INFORMATION is deleted in its entirety as shown below.

~~All data submitted in response to this RFP must be clearly reflected in the offeror's interpretation of criteria furnished in the RFP or that it has obtained or developed data by its own efforts. Material indicated in the plans and specifications but not included in the offeror's proposal will be assumed to be included and a part of the proposal. All alternate proposals shall be specifically marked as such and separated in the submittal.~~

CHANGE 3: At SECTION 00100 – PROPOSAL EVALUATION SYSTEM - (EVALUATION FACTORS FOR AWARD) – Add an additional paragraph, to be included as “c.” under Paragraph 1.4 TECHNICAL ACCEPTABILITY EVALUATION, as shown below.

c. Go/No Go Ratings: A proposal must satisfy all the evaluation factors, or it will be considered ineligible for contract award. A technical proposal is considered technically acceptable when all evaluation factors are rated as a “GO.”

CHANGE 4: At SECTION 00100 – PROPOSAL EVALUATION SYSTEM - (EVALUATION FACTORS FOR AWARD), the text of Paragraph 3.1 AWARD is hereby replaced with the following text:

The Government intends to evaluate proposals and award a contract without discussions with offerors (except clarifications as described in FAR 15.306(a)). Therefore, the offeror's initial proposal should contain the offeror's best terms from a cost or price and technical standpoint. The Government reserves the right to conduct discussions if the Contracting Officer later determines them to be necessary. Award will be made to the responsive and responsible offeror submitting the lowest evaluated priced, technically acceptable proposal. Offers that are not technically acceptable will not be considered.

CONTRACTOR'S INQUIRIES:

QUESTION 1: On drawing E-02 the Mini Power Center shows 240-120/240volt. Is this correct. It appears as the primary power coming into the power center is 240 volt and you want the secondary to be 240V.

ANSWER 1: The service voltage from Northern Indiana Public Service Company is expected to be 240V, three phase, 3 wire, 60 hertz to provide power to the permanent tunnel dewatering pumps housed in the outlet shaft. To obtain 120V for miscellaneous equipment, a transformer is required with a 240V, single phase primary. The transformer secondary is rated 120/240V single phase although the 240V single phase is not being used.

QUESTION 2: [We] (Contractor's name purposely omitted for privacy and procurement integrity reasons) have experience in constructing tunnels through Earth Pressure Balance (EPB) methods (without the requirement for dewatering) with a single pass bolted and gasketed segmental lining. If the final inside diameter of segments is the required 10'0, will this method of construction be acceptable?

ANSWER 2: An alternate method will not be accepted. Through a comprehensive design analysis for this project, coupled with an assessment of the overall cost considerations, the Government determined that the two-pass method, as specified in the contract documents, presented the most economical and prudent method to construct the tunnel. While we appreciate your suggestion regarding a segmental lining, a one-pass method of construction using a segmental lining is not acceptable and offerors must provide a final lining that is either cast-in-place concrete or precast reinforced concrete pipe. To that end, all proposals must be submitted in accordance with Section 00100 of the Solicitation without any proposed new methods of constructing the tunnel.

QUESTION 3: [We] (Contractor's name purposely omitted for privacy and procurement integrity reasons) think that a good [project] alternative could be excavation by a Bessac TBM with a one-pass lining based on precast reinforced concrete segments.

ANSWER 3: An alternate method will not be accepted. Through a comprehensive design analysis for this project, coupled with an assessment of the overall cost considerations, the Government determined that the two-pass method, as specified in the contract documents, presented the most economical and prudent method to construct the tunnel. While we appreciate your suggestion regarding a CSM Bessac TB method of construction, it will not be accepted. As stated in the Contract documents, Offerors must provide a final lining that is either cast-in-place concrete or precast reinforced concrete pipe. To that end, all proposals must be submitted in accordance with Section 00100 of the Solicitation without any proposed new methods of constructing the tunnel.

QUESTION 4: Is the replacement of Arbogast Avenue, including curb & gutter, required under this contract regardless of the settlement that occurs?

ANSWER 4: Arbogast Avenue shall be repaved along the entire tunnel alignment by the Contractor regardless of settlement. The curb shall be replaced by and at the cost of the Contractor if settlement is greater than the maximum allowable settlement as described in the last paragraph of Section 01270 Part 1.10.1.

QUESTION 5: If the restoration of Arbogast is not mandatory, what criteria will decide restoration/replacement is necessary, and who will make that decision?

ANSWER 5: See Answer to Question 1. The settlement monitoring data and the baseline survey and post construction inspection results will be used by the Contracting Officer Representative to make the decision regarding any curb replacement.

QUESTION 6: There are no bid items addressing pavement or curb replacement. Will the Owner be adding these bid items to address this issue?

ANSWER 6: No. The cost for repaving Arbogast Avenue along the entire tunnel alignment needs to be included in Bid Item 0007 TUNNEL EXCAVATION AND INITIAL SUPPORT. There will be no bid item for replacing any damaged curbs caused by settlement above the maximum allowed limit, as this will be done at the Contractor's expense.

QUESTION 7: Will the answer to these questions be incorporated in the amendment being issued to all prospective bidders?

ANSWER 7: Yes.